

HONORABLE JAMES L. ROBART  
NOTING DATE: DECEMBER 20, 2022

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

STEPHEN J. TUTTLE, et al.,

Plaintiffs,

v.

AUDIOPHILE MUSIC DIRECT INC. d/b/a  
MUSIC DIRECT and MOBILE FIDELITY,  
SOUND LAB, INC. d/b/a MOBILE FIDELITY  
and/or MOFI,

Defendants.

No. 22-cv-01081-JLR

**STIPULATION AND [PROPOSED]  
ORDER TO EXTEND DEADLINES  
RELATING TO JOINT STATUS  
REPORT AND DEFENDANT'S  
TIME TO RESPOND TO  
COMPLAINT**

**STIPULATION**

The parties to the above-captioned matter ("Parties"), by and through their respective counsel, hereby agree and stipulate as follows:

**WHEREAS**, on August 2, 2022, Plaintiffs filed this action in this Court;

**WHEREAS**, on October 7, 2022, the Court entered an Order setting forth certain deadlines relating to Initial Disclosures, Joint Status Report, and Early Settlement ("Scheduling Order").  
Dkt. #6;

1       **WHEREAS**, on November 7, 2022, pursuant to a stipulation of the Parties filed on that  
 2 same day, the Court entered an Order extending, inter alia, (i) the deadline for Parties to submit  
 3 Joint Status Report and Discovery Plan to December 7, 2022; and (ii) the deadline for Defendant  
 4 to answer or otherwise respond to the Complaint to December 9, 2022. (“Extension Order”) Dkt.  
 5 #10.  
 6

7       **WHEREAS**, Defendant’s outside general counsel, Joseph Madonia of JOSEPH J.  
 8 MADONIA & ASSOCIATES, who has been admitted to Appear Pro Hac Vice for Defendant in  
 9 this case (“Order of October 11, 2022“ Dkt. #8), and who has primary responsibility for the case,  
 10 has contracted COVID 19 prior to Thanksgiving from which he is still recovering and which has  
 11 limited Defendant’s ability to maintain the current case schedule; and  
 12

13       **WEREAS**, based on information exchanged by the parties, the Plaintiffs on December 20,  
 14 2022, have filed a First Amended Complaint pursuant to Federal Rule of Civil Procedure  
 15 15(a)(1)(B); and

16       **WHEREAS**, the Parties’ counsel have agreed that it would be in their mutual interest to  
 17 extend the current deadlines as set forth below:

18       **IT IS THEREFORE STIPULATED AND AGREED**, by and between the Parties to the  
 19 Action, by and through their undersigned counsel and subject to the approval of this Court, that: (i)  
 20 the deadline to submit their Joint Status Report and Discovery Plan is extended to January 21,  
 21 2023, and (ii) the deadline by which Defendants would be required to answer or otherwise respond  
 22 to the First Amended Complaint is extended to January 23, 2023.  
 23

24       **IT IS SO STIPULATED.**  
 25  
 26

1 **Dated:** December 20, 2022

2  
3 **BADGLEY MULLINS TURNER PLLC**

4 /s/ Duncan C. Turner

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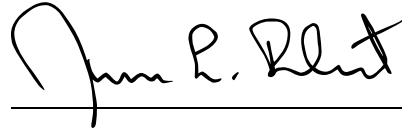
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*Local Counsel for Defendants*

**ORDER**

**IT IS SO ORDERED** this 20th day of December, 2022:



**Hon. James L. Robart**

Presented by:

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s/ Duncan C. Turner

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